

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Governmental Oversight and Accountability Committee

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BILL: 1480

INTRODUCER: Senator Lawson

SUBJECT: Recertification of Minority Business Enterprises

DATE: March 3, 2009

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	McKay	Wilson	GO	<b>Favorable</b>
2.			CM	
3.			GA	
4.				
5.				
6.				

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**I. Summary:**

The bill changes the minority business enterprise recertification process from requiring vendor recertification every year to requiring recertification every two years.

This bill amends section 287.09451 of the Florida Statutes.

**II. Present Situation:**

The Office of Supplier Diversity (OSD) is established with the Department of Management Services to assist minority business enterprises (MBEs) in becoming suppliers of commodities, services, and construction to state government.<sup>1</sup> One of the duties of OSD is to certify MBEs<sup>2</sup> pursuant to specified statutory criteria,<sup>3</sup> and to recertify MBEs not less than once a year. Recertification is accomplished via a process in which a vendor enters information in online forms, prints the forms, has the forms notarized, and returns the forms to OSD.

During the 2008 Regular Session, the Legislature passed a bill<sup>4</sup> creating a contracting preference for service-disabled veteran business enterprises. DMS is required to initially certify such businesses, and recertify them every two years.<sup>5</sup>

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<sup>1</sup> Section 287.09451(2), F.S.

<sup>2</sup> Minority business enterprises are defined in s. 288.703, F.S.

<sup>3</sup> Sections 287.0943 and 287.09431, F.S., specify the requirements for certification as an MBE.

<sup>4</sup> Council Substitute for House Bill No. 687

<sup>5</sup> Section 295.187(5)(b), F.S.

**III. Effect of Proposed Changes:**

The bill changes the minority business enterprise recertification process from requiring recertification every year to requiring recertification every two years.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

Indeterminate. Vendors will need to recertify half as often, freeing them to engage in their core businesses operations.

**C. Government Sector Impact:**

Indeterminate.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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